

.MDL 1446  
CLOSED  
MEMBER  
MEDIAT LEAD

**U.S. District Court  
TXS - Southern District of Texas (Houston)  
CIVIL DOCKET FOR CASE #: 01-CV-3645**

Pirelli Armstrong v. Lay, et al  
Assigned to: Judge Melinda Harmon  
Demand: \$0,000  
Lead Docket: None

Filed: 10/23/01  
Jury demand: Plaintiff  
Nature of Suit: 370  
Jurisdiction: Diversity

Cause: 28:1332 Diversity-Breach of Contract

ERIC D GREEN  
mediator

Eric D Green  
[COR LD NTC] [PRO SE]  
Resolutions LLC  
155 Federal Street  
16th Floor  
Boston, MA 02110

-----  
PIRELLI ARMSTRONG TIRE  
CORPORATION RETIREE MEDICAL  
BENEFITS TRUST, Derivatively  
on behalf of Enron Corporation  
plaintiff

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DETECTIVES ENDOWMENT  
ASSOCIATION ANNUITY FUND  
consolidated plaintiff

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CANDY MOUNTER  
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SHIRLEY PRATZ  
consolidated plaintiff

Jeffery B Kaiser  
(See above)  
[COR LD NTC]

WILLIAM COY  
consolidated plaintiff

Jeffery B Kaiser  
(See above)  
[COR LD NTC]

JOSEPH E KASSOWAY, Trustee of  
the Joseph E Kassoway and  
Robert T Kassoway Trust  
consolidated plaintiff

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**CLOSED MEMBER**

Fort Worth, TX 76111  
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ENRON CORPORATION SAVINGS PLAN  
ADMINISTRATIVE COMMITTEE,  
Enron Corp Savings Plan, an  
employee pension benefit plan  
appearing derivatively through  
Pamela M Tittle a participant  
of the plan  
consolidated plaintiff

Robin L Harrison  
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DAVID TRZEBUCKI  
consolidated plaintiff

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CHERYL TRZEBUCKI  
consolidated plaintiff

Kenneth D McConnico  
(See above)  
[COR LD NTC]

LYNN GOFFMAN, derivatively and  
on behalf of Enron Corp  
consolidated plaintiff

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HARVEY L YOUNG, derivatively  
and on behalf of Enron Corp  
consolidated plaintiff

Hubert Oxford, III  
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RICK BARSKY  
consolidated plaintiff

Sean Alan Roberts  
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RICHARD P BERGSIEKER  
consolidated plaintiff

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David Lopez & Associates  
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**CLOSED MEMBER**

Houston, TX 77006-4959  
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v.

KENNETH L LAY  
defendant

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Dallas, TX 75201  
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[term 11/30/01]  
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ROBERT A BELFER  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

NORMAN P BLAKE, JR  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

RONNIE C CHAN  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

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JOHN H DUNCAN  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

WENDY L GRAMM  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

ROBERT K JAEDICKE  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

CHARLES A LEMAISTRE  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

JOHN MENDELSON  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

PAULO V FERRAZ PEREIRA  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

FRANK SAVAGE  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

JOHN WAKEHAM  
defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

HERBERT S WINOKUR, JR  
defendant

Robin C Gibbs  
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[COR LD NTC]

ANDREW S FASTOW  
defendant

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ENRON CORPORATION, an Oregon  
corporation  
defendant

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JOINT ENERGY DEVELOP  
consolidated defendant

JOINT ENERGY DEVELOPMENT  
INVESTMENTS II, LP  
consolidated defendant

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consolidated defendant

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LJM 2 CO-INVESTMENT LP

Mark K Glasser

**CLOSED MEMBER**

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LJM CAYMAN LP  
consolidated defendant

Eric J R Nichols  
(See above)  
[COR LD NTC]

ALL SIMILARLY SITUATED  
OFFICERS AND DIRECTORS OF  
ENRON CORP  
consolidated defendant

Eric J R Nichols  
(See above)  
[COR LD NTC]

ARTHUR ANDERSEN LLP  
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**CLOSED MEMBER**

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JOHN NIEMANN  
consolidated defendant

Russell "Rusty" Hardin, Jr  
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[COR LD NTC]

WILLIAM SWANSON  
consolidated defendant

Russell "Rusty" Hardin, Jr  
(See above)  
[COR LD NTC]

DEAN SWICK  
consolidated defendant

Russell "Rusty" Hardin, Jr  
(See above)  
[COR LD NTC]

TOM ELSENBROOK  
consolidated defendant

Russell "Rusty" Hardin, Jr  
(See above)  
[COR LD NTC]

KEN L HARRISON  
consolidated defendant

Robin C Gibbs  
(See above)  
[COR LD NTC]

Amy Joseph Pedersen  
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Eric J R Nichols  
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CLIFF BAXTER  
consolidated defendant

KEN RICE  
consolidated defendant

Jack C Nickens  
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[COR LD NTC]

STEVEN KEAN  
consolidated defendant

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STANLEY HORTON  
consolidated defendant

Jack C Nickens  
(See above)  
[COR LD NTC]

RICHARD BUY  
consolidated defendant

Jack C Nickens  
(See above)  
[COR LD NTC]

CHEWCO INVESTMENTS LP  
consolidated defendant

Eric J R Nichols  
(See above)

**CLOSED MEMBER**

[COR LD NTC]

REBECCA MARK-JUSBASCHE  
consolidated defendant

ANDERSON WORLDWIDE SOCIETE  
COOPERATIVE, A SWISS  
COOPERATIVE  
consolidated defendant

DYNERGY INC  
consolidated defendant

KATHY LYNN  
consolidated defendant

ANNE YEAGER  
consolidated defendant

KRISTINA MORDAUNT  
consolidated defendant

RICHARD A CAUSEY  
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JOE H FOY

Robin C Gibbs

**CLOSED MEMBER**

consolidated defendant	(See above) [COR LD NTC]
JOSEPH M HIRKO consolidated defendant	Jack C Nickens (See above) [COR LD NTC]
MARK E KOENIG consolidated defendant	Jack C Nickens (See above) [COR LD NTC]
MICHAEL S MCCONNELL consolidated defendant	Jack C Nickens (See above) [COR LD NTC]
JEFFREY MCMAHON consolidated defendant	Jack C Nickens (See above) [COR LD NTC]
CINDY K OLSON consolidated defendant	Jack C Nickens (See above) [COR LD NTC]
BRUCE WILLISON consolidated defendant	
CHARLES E WALKER	Robin C Gibbs
consolidated defendant	(See above) [COR LD NTC]
JOHN WAKEMAN consolidated defendant	Robin C Gibbs (See above) [COR LD NTC]
JOSEPH W SUTTON consolidated defendant	Edward John O'Neill, Jr 713-654-7690 fax [COR LD NTC] Clements O'Neill et al 1000 Louisiana Ste 1800 Houston, TX 77002-5009 713-654-7600
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**CLOSED MEMBER**

Houston, TX 77002  
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-----

MARK E HAEDICKE  
movant

Jack C Nickens  
(See above)  
[COR LD NTC]

KEVIN HANNON  
movant

Jack C Nickens  
(See above)  
[COR LD NTC]

MARY K JOYCE  
movant

Jack C Nickens  
(See above)  
[COR LD NTC]

Paul J Ondrasik, Jr  
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GREG WHALLEY  
movant

Jack C Nickens  
(See above)  
[COR LD NTC]

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v.

CAROLYN S SCHWARTZ  
trustee













Carolyn S Schwartz  
212-668-2255  
[NTC] [PRO SE]  
U S Trustee, Region 2  
33 Whitehall Street  
Twenty-first Floor  
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=====











J P MORGAN CHASE & CO  
defendant










CITIGROUP INC  
defendant

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10/23/01	1		COMPLAINT by Pirelli Armstrong filed; FILING FEE \$ 150.00 RECEIPT # 514707 (bj) [Entry date 10/24/01]
10/23/01	2		ORDER for Conf set initial pretrial conference for 10:30 2/19/02 before Judge Lynn N. Hughes , entered; Parties notified. (bj) [Entry date 10/24/01]
10/23/01	--		15 SUMMONS issued for Kenneth L Lay, Robert A Belfer, Norman P Blake Jr, Ronnie C Chan, John H Duncan, Wendy L Gramm, Robert K Jaedicke, Charles A Lemaistre, John Mendelsohn, Paulo V Ferraz Pereira, Frank Savage, John Wakeham, Herbert S Winokur Jr, Andrew S Fastow (bj) [Entry date 10/24/01]
11/15/01	--		Rec'd and frwd to CRD: Stipulation and (Proposed) Pretrial Order No. 1 (sg) [Entry date 11/16/01]
11/16/01	3		CERTIFICATE OF INTERESTED PARTIES by Enron Corporation , filed. (ck) [Entry date 11/19/01]
11/19/01	4		CERTIFICATE OF INTERESTED PARTIES by Kenneth L Lay, Robert A Belfer, et al, filed. (sg) [Entry date 11/20/01]
11/19/01	5		UNOPPOSED MOTION for an enlargement of time to respond to complaint for an additional 60 days by Kenneth L Lay, Enron Corporation, Motion Docket Date 12/9/01 [5-1] motion , filed. (sg) [Entry date 11/20/01]
11/21/01	6		LETTER to Judge Hughes re a Stipulation and proposed Pretrial Order, by Detectives Endowment , filed (ps) [Entry date 11/26/01]
11/21/01	7		ORDER SETTING CONFERENCE: A pretrial conference is set for 3:00 11/27/01 , entered; Parties notified. ( signed by Judge Lynn N. Hughes ) (ps) [Entry date 11/26/01]
11/26/01	8		LETTER from aty Savett RE: response in opposition to letter dated November 21, 2001 from Samuel Sporn (#6). (dw) [Entry date 11/27/01]
11/26/01	9		MOTION to substitute attorney James C Coleman Jr in place of Robin C Gibbs by Kenneth L Lay, Motion Docket Date 12/16/01 [9-1] motion , filed. (lt) [Entry date 11/27/01]
11/27/01	10		CERTIFICATE OF INTERESTED PARTIES by Andrew S Fastow , filed. (sg) [Entry date 11/28/01]
11/27/01	11		MOTION to consolidate cases (CA H-01-3892 into CA H-01-3645) by Enron Corporation, Motion Docket Date 12/17/01 [11-1] motion , filed. (sg) [Entry date 11/28/01]
11/27/01	12		CONFERENCE MEMORANDUM held in chambers. Appearances: S. Savett (by phone) f/pltf; C. Richards f/deft Lay; R. Gibbs, K. Patrick, J. Frizzell f/individual defts except Fastow; R. Druble (by phone) f/deft Fastow; S. Susman, K. Marks f/deft Enron. Order to be entered. terminated deadlines , entered. Parties ntfd. ( signed by Judge Lynn N. Hughes ) (sg) [Entry date 11/28/01]









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- 11/27/01 13  MOTION for consolidation of 01-3892 with 01-3645 by Enron Corporation, Motion Docket Date 12/17/01 [13-1] motion , filed. (ert) [Entry date 11/29/01] [Edit date 11/30/01]
- 11/27/01 15  LETTER of non-opposition to a stipulation to the second- and second-filed derivative cases by Enron Corporation , filed (sg) [Entry date 11/29/01]
- 11/28/01 14  AMENDED MOTION to substitute attorney James E. Coleman, Jr. in place of Robin C. Gibbs by Kenneth L Lay, Motion Docket Date 12/18/01 [14-1] motion , filed. (sg) [Entry date 11/29/01] [Edit date 11/29/01]
- 11/29/01 16  ORDER, entered; this Court will defer ruling on consolidation or the stipulation until the parties have had an opportunity to present a motion to consolidate the derivative and securities claims before one judge. Parties notified. ( signed by Judge Lynn N. Hughes ) (sg) [Entry date 11/30/01]
- 11/30/01 17  ORDER granting deft Kenneth Lay's [9-1] motion to substitute attorney James C Coleman Jr in place of Robin C Gibbs Added James E Coleman Jr , entered; Parties notified. ( signed by Judge Lynn N. Hughes ) (sg) [Entry date 12/03/01]
- 11/30/01 18  Notice of stay pending review by Special Litigation Committee, and in the alternative, MOTION to stay by Enron Corporation, Motion Docket Date 12/20/01 [18-1] motion , filed. (no proposed order received) (lt) [Entry date 12/04/01]
- 12/6/01 19  ORDER granting deft Lay's [14-1] motion to substitute attorney James E. Coleman, Jr. in place of Robin C. Gibbs Added , entered; Parties notified. ( signed by Judge Lynn N. Hughes ) (sg) [Entry date 12/07/01]
- 12/12/01 20  ORDER OF CONSOLIDATION. THE DERIVATIVE CASES WILL BE CONSOLIDATED UNDER CIVIL ACTION NO. H-01-3645, PIRELLI ARMSTRONG TIRE CORP. DEFINED BENEFIT PLAN, ET AL V. KENNETH L. LAY, ET AL. AS THE LEAD CASE. IF ANY PARTY OBJECTS TO THE CONSOLIDATION, THAT PARTY MUST FILE AN OBJECTION TO CONSOLIDATION WITH THIS COURT WITHIN 10 DAYS OF THE FILNG OF THIS NOTICE OF CONSOLIDATION; granting Enron's [13-1] motion for consolidation of 01-3892 with 01-3645 , entered; Parties notified. ( signed by Judge Lee H. Rosenthal ) (sg)
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- 12/12/01 -- Consolidated Lead Case (sg)
- 12/12/01 -- CASE reassigned to Judge Lee H. Rosenthal (sg)
- 12/12/01 -- Rec'd motion and brief in support of David Wortham and Duane Mceachern to transfer and consolidate pretrial proceedings to Eastern District of Texas. Forwarded to left side of file. (lle) [Entry date 12/27/01]
- 12/13/01 21  NOTICE OF BANKRUPTCY Filing Of Nominal Deft Enron Corporation, and Imposition Of Automatic Stay, filed. (ps) [Entry date 12/18/01]
- 12/14/01 26  MOTION to expedite consideration of its motion for enlargement of time to answer, move to dismiss or otherwise respond to pltf's complaint, by Arthur Andersen LLP, Motion Docket Date 1/3/02 [26-1] motion , filed. (ps) [Entry date 12/26/01]

- 12/17/01 22  CERTIFICATE OF INTERESTED PARTIES by Andrew S Fastow , filed. (CA H-01-3995) (sg) [Entry date 12/20/01]
- 12/17/01 23  CERTIFICATE OF INTERESTED PARTIES by Andrew S Fastow , filed. (sg) [Entry date 12/20/01]
- 12/17/01 24  MOTION for administrative closure of case, and supplemental motion for enlargement of time to file responsive pleadings or motions to dismiss by LJM 2 Co-Investment, LJM Cayman LP, Motion Docket Date 1/6/02 [24-1] motion, 1/6/02 [24-2] motion , filed. (sg) [Entry date 12/20/01]
- 12/21/01 25  NOTICE TO COUNSEL: Information to counsel to ensure the integrity of the litigation process; this court will extend the deadline for objecting to the consolidation order to 1/3/02, entered, Parties notified. ( signed by Judge Lee H. Rosenthal ) (ks) [Edit date 12/21/01]
- 12/27/01 -- MAIL RETURNED UNDELIVERABLE as to Kenneth L Lay re: [20-1] order (rts) (hl) [Entry date 01/02/02]
- 12/28/01 -- Rec'd copy of Rule 7.5(e) Notice of Potential Tag-Along Actions, from Cauley Geller Bowman & Coates LLP, which were submitted to the Judicial Multidistrict Litigation Panel in Washington DC. Copies were forwarded to left side of file for each of the 3 lead cases, and listed member cases. (lle) [Entry date 01/10/02]
- 1/3/02 28  OBJECTION to Court's [20-1] order of consolidation by William Coy, Candy Mounter , filed. (sg) [Entry date 01/09/02]
- 1/8/02 27  ORDER entered GRANTING Defendants motion to extend time to respond {Docket entry 92 in lead 01-3624}. Pretrial scheduling conference to be held February 25, 2002 at 9:00 a.m. Proposals for pretrial scheduling orders due by February 19, 2002 set pretrial conference for 9:00 2/25/02 before Judge Lee H. Rosenthal; Parties notified. ( signed by Judge Lee H. Rosenthal ) (lle) [Entry date 01/09/02] [Edit date 01/09/02]
- 1/11/02 29  ORDER OF RECUSAL, entered; Parties notified. ( signed by Judge Lee H. Rosenthal ) Case reassigned to Judge Melinda Harmon (lle)
- 1/14/02 -- Rec'd copy of document before the JPMDL titled 'response in opposition of deft Rebecca Mark-Jusbasche to motion to transfer and consolidate for pretrial proceedings of pltf's Wortham and McEachern,' fwd'd to file. (dak)
- 1/15/02 30  ORDER setting scheduling conference for 9:00 am on 2/25/02 before Judge Melinda Harmon , entered; Parties notified. ( signed by Judge Melinda Harmon ) (sg)
- 1/15/02 31  ORDER setting hearing for 9:00 1/22/02 on Florida State Board of Administration and New York City Pension Funds' motion for temporary restraining order and a limited lifting of the discovery stay, and Amalgamated Bank's motion for particularized expedited discovery from deft Arthur Andersen LLP to preserve evidence, entered; Parties notified. ( signed by Judge Melinda Harmon ) (lt)










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CLOSED MEMBER









- 1/18/02 32  NOTICE TO ALL COUNSEL: The Injunction hearing scheduled for 9:00 am on 1/22/02 before Judge Melinda Harmon has been CHANGED to Courtroom 11B, 11th Fl of the U S Courthouse. terminated deadlines. Parties ntfd. (ps)
- 1/22/02 34  Copy of Minute entry: INJUNCTION HEARING held on Amalgamated's Motion for Particularized Expedited Discovery from Deft Arthur Anderson (#119) and Florida State Board and the NYC Funds Motion for TRO (#120). Amalgamated orally withdrew its request to serve as lead pltf in favor of Regents. Counsel to work out an agreed order for the court's signature on Jan 23, 2002 at 3 pm. Apps: All counsel appeared. Ct Reporter: F Warner . (ps) [Entry date 01/23/02]
- 1/23/02 33  NOTICE TO ALL COUNSEL: A hearing has been set for 3:00 pm on 1/23/02 , filed. (ps)
- 1/23/02 35  ORDER , entered; the shareholder derivative member cases that have been consolidated into lead case H-01-3645 are administratively closed (with the exception of H-01-4248). Parties notified. ( signed by Judge Melinda Harmon ) (sg) [Entry date 01/24/02]
- MEDIAT  
LEAD
- 1/28/02 36  NOTICE TO ALL COUNSEL OF RECORD , entered; A hearing on Deft. Lay's emergency motion to enjoin has been set for 1/30/02, at 1:30, in Courtroom 11B. Parties notified. (lle) [Edit date 01/28/02]
- 1/29/02 37 MEMORANDUM of law by Arthur Andersen LLP, John Niemann, William Swanson, Dean Swick, Tom Elsenbrook in opposition to Coy pltf's motion to remand in H-01-4248, filed. (lj) [Entry date 01/30/02]
- 1/30/02 38  DEFT'S MEMORANDUM OF LAW by David T Duncan in opposition to Coy pltf's motion to remand (filed in H 01-4248), filed. (dak)
- 1/30/02 39 Copy of Minute entry: MOTION HEARING held. Apps: counsel appeared. The Motion of Deft Kenneth Lay to Enjoin Certain Pltf's from Prosecuting State Court Action is now moot. (original filed in 01-3624). Ct Reporter: F Warner . (ps) [Entry date 02/01/02]
- 2/4/02 40  MEMORANDUM AND ORDER Overruled Pltf's [28-1] objection to consolidation , entered. Parties notified. ( signed by Judge Melinda ) (hl) [Entry date 02/06/02]
- 2/8/02 -- Rec'd and frwd to CRD: Motion and Order for admission pro hac vice - David Clarke, Jr. for Kenneth L. Lay. (sg) [Entry date 02/12/02]
- 2/8/02 -- Rec'd and frwd to CRD: Motion and Order for admission pro hac vice - Keara M. Gordon for Kenneth L. Lay (sg) [Entry date 02/12/02]
- 2/12/02 42  FIRST AMENDED DERIVATIVE COMPLAINT for violations of federal securities law, The employment retirement income security act, the racketeer influenced and corrupt organizations act and Texas common law by Enron Corporation Savings Plan, Enron Corporation Stock Ownership Plan,(Answer due 2/22/02 for Rebecca Mark-Jusbasche, for Chewco Investments, for Richard Buy, for Stanley Horton, for Steven Kean, for Ken Rice, for Cliff Baxter, for Mark Frevert, for Michael Kopper, for John A Urquhart, for Jerome J Meyer, for Ken L Harrison, for Tom Elsenbrook, for Dean Swick, for William Swanson, for John Niemann, for D Stephen Goddard Jr, for David T Duncan, for Arthur Andersen LLP, for Enron Corporation, for All Similarly Situat, for LJM Cayman LP, for LJM 2 Co-Investment, for Jeffrey K Skilling, for Andrew S Fastow, for Joint Energy Develop, for Joint Energy Develop, for Enron Corporation, for Andrew S Fastow, for Herbert S Winokur Jr, for John Wakeham, for Frank Savage, for Paulo V Ferraz Pereira, for John Mendelsohn, for Charles A Lemaistre, for Robert K Jaedicke, for Wendy L Gramm, for John H Duncan, for Ronnie C Chan, for Norman P














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- 2/13/02 41  NOTICE OF HEARING: A hearing will be held on Deft Kenneth Lay's Motion to Enjoin (instrument #276 in 01-3624) at 10:00 on 2/14/02 , filed. (ps)
- 2/13/02 43 MOTION to substitute counsel Mark K. Glasser in place of Eric J.R. Nichols by LJM 2 Co-Investment, Motion Docket Date 3/5/02 [43-1] motion , filed. (kp) [Entry date 02/14/02]
- 2/14/02 44  MOTION of the Tittle, Rinard and Kemper Pltfs for a preliminary order freezing and imposing a constructive trust over individual defts assets and limited expedited discovery into those assets, Motion Docket Date 3/6/02 [44-1] motion , filed. (ps) [Entry date 02/15/02]
- 2/14/02 45  MEMORANDUM OF LAW by of the Tittle, Rinard and Kemper Pltfs in support of [44-1] motion for a preliminary order freezing and imposing a constructive trust over individual defts assets and limited expedited discovery into those assets , filed (ps) [Entry date 02/15/02]
- 2/14/02 46 NOTICE of attorney appearance for D Stephen Goddard Jr by Billy Shepherd, filed (ert) [Entry date 02/15/02]
- 2/14/02 50 Copy of Minute entry: MOTION HEARING held on Kenneth Lay's Emergency Motion to Enjoin (#276 in 01-3624). The court took the matter under advisement. terminated deadlines Ct Reporter: K Metzger. (original Minutes entered in 01-3624) (ps) [Entry date 02/20/02]
- 2/18/02 49  ORDER that David Clarke,Jr is admitted pro hac vice for Deft Kenneth L Lay, pursuant to L. R. 1, entered. Parties ntfd. ( Signed by Judge Melinda Harmon ) (ks) [Entry date 02/20/02]
- 2/19/02 47  Submission by Enron Corporation regarding [27-2] order , filed. (ert)
- 2/19/02 48  NOTICE: Parties are advised that the scheduling conferences set 2/25/02 at 9:00 am before Judge Harmon will be held in Ctrm 11-B, 11th Floor, filed (ks)
- 2/19/02 -- Rec'd Proposed The Detectives Endowment Association Annuity Fund's Proposed Pretrial Order No. 1, fwd to crd. (hl) [Entry date 02/22/02]
- 2/21/02 51  Copy of ORDER, entered: Clerk to enter the name, address and telephone and facsimile numbers of the Trustee for the Enron Corporation's estate. Copies of all orders to be sent to Carolyn Schwartz. Parties notified. ( signed by Judge Melinda Harmon ) (ps)
- 2/21/02 52  Litigation Plan with respect to consolidated derivative cases, by LJM Cayman LP, LJM 2 Co-Investment, Chewco Investments , filed (lt) [Entry date 02/22/02]
- 2/22/02 53  ORDER granting Deft LJM2 Co-Investment's [43-1] motion to substitute counsel Mark K. Glasser in place of Eric J.R. Nichols , entered; Parties notified. ( signed by Judge Melinda Harmon ) (ps) [Entry date 02/26/02]









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- 2/22/02 54  ORDER, entered: Mark Glasser is substituted as attorney for LJM2 Co-Investment in place of Eric Nichols. Parties notified. ( signed by Judge Melinda Harmon ) (ps) [Entry date 02/26/02]
- 2/22/02 55  ORDER, entered: Keara Gordon is admitted pro hac vice as attorney for Kenneth Lay. Parties notified. ( signed by Judge Melinda Harmon ) (ps) [Entry date 02/26/02]
- 2/25/02 56  Minute entry: SCHEDULING CONFERENCE held jointly in Enron cases. Court heard argument on specific scheduling needs and problems. Court will issue scheduling orders. Lead counsel for Newby advised court that an order defining duties of lead counsel is not necessary. He also suggested the parties participate in a montly telephone conference call with the court. An update was given on a hearing on the Enron bankruptcy matter. terminated deadlines Ct Reporter: K Metzger . (ps) [Entry date 02/26/02]
- 2/27/02 57  SCHEDULING ORDER setting Consolidated Complaints filed by 4/1/02 ; Motions to dismiss due 5/1/02; Opposition to Motions to dismiss due 6/3/02; Replies to opposition to Motions to dismiss due 6/17/02; Class discovery begins 7/1/02; Class discovery ends 9/2/02; Pltfs Motion for Class Certification by 10/1/02; Defts opposition due 11/1/02; Pltfs replies by 12/2/02; Joining of parties or to file third party complaints or cross complaints by 1/2/03 ; All fact discovery completed by 4/1/03; Pltf expert witness list submitted by 4/15/03 ; Deft expert witness list submitted by 5/15/03 ; Expert Discovery completed by 7/2/03 ; Motions for summary judgment and all other dispositive motions filed by 8/15/03 ; Pretrial order to be submitted on or before 10/15/03 ; Docket call deadline 1:30 11/14/03 ; Trial is set for 9:00 12/1/03 , entered. Parties notified. ( Signed by Judge Melinda Harmon ) (ps) [Entry date 02/28/02] [Edit date 03/08/02]
- 2/27/02 59  Tittle Pltfs MOTION to transfer first amended derivative complaint on behalf of the Savings Plan and the ESOP, by Pamela M Tittle, Enron Corp Savings, Enron Corp Stock, Motion Docket Date 3/19/02 [59-1] motion , filed. (ps) [Entry date 03/04/02]
- 2/28/02 58  ORDER, entered; Clerk shall henceforth send a copy of every court order entered in each of the above referenced, three consolidated actions to counsel in all three actions (CA H-01-3624, CA H-01-3645, CA H-01-3913). Parties notified. ( signed by Judge Melinda Harmon) (copy only - original docketed in CA H-01-3624). (sg) [Entry date 03/01/02]
- 3/8/02 60  ORDER NUNC PRO TUNC; Consolidated complaints by 04/1/02; Motions to dismiss due by 05/1/02; opposition to motions to dismiss by 06/3/02; replies to opposition to motions to dismiss by 06/17/02; class discovery begins 07/1/02 and ends 09/2/02; pltfs' motions for class certification by 10/1/02 ; defts' opposition by 11/1/02, pltfs' replies by 12/2/02; joining of parties, or to file third party complaints or cross complaints/claims by 1/2/03; All Fact Discovery cutoff 4/1/03 ; Expert witness list submitted by 4/15/03 ; Deadline for filing all dispositive motions 8/15/03 ; Joint Pretrial order to be on or before 10/15/03 ; Docket call deadline 1:30 11/14/03 Trial date deadline 9:00 12/1/03 ; before Judge Melinda Harmon , Deft expert witness list due for 5/15/03 , entered; Parties notified. ( signed by Judge Melinda Harmon ) (kp) [Entry date 03/13/02]
- 3/18/02 61  ORDER OF FACTUAL DETERMINATION REGARDING SERVICE OF THE WILT ACTION ON MS TEMPLE AND ORDER REQUIRING MS TEMPLE TO APPEAR FOR DEPOSITION IN HOUSTON, entered. Ms Temple shall appear for her deposition in Houston, TX at 9 am on 03/22/02 at the Houstonian. Parties notified. ( signed by Judge Melinda Harmon ) (kp) [Entry date 03/19/02]

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- 3/22/02 62  ORDER entered. Pltfs' amended consolidated complaint due by 4/8/02; motions to dismiss due by 5/8/02; opposition to motions to dismiss due by 6/10/02; replies due by 7/24/02. Parties notified. ( signed by Judge Melinda Harmon ) (lt)
- 3/22/02 63  ORDER referring case for mediation to Professor Eric D Green beginnings 3/24/02, entered. Parties ntfd. ( signed by Judge Melinda Harmon ) (lt)
- 3/25/02 64  ORDER granting deft's motion to substitute counsel Jon Keker in place of Richard B Drubel Added John W Keker, , entered; Parties notified. ( signed by Judge Melinda Harmon ) (kp)
- 3/25/02 65  ORDER granting the Tittle Plaintiffs' [59-1] motion to transfer first amended derivative complaint on behalf of the Savings Plan and the ESOP, entered; the First Amended Derivative Complaint previously consolidated under H-01-3645 is transferred to and consolidated with H-01-3913. Parties notified. ( signed by Judge Melinda Harmon ) (lt) [Entry date 03/26/02]
- 3/25/02 -- Received and forwarded to CRD: proposed order concerning mediation. (kp) [Entry date 03/27/02]
- 3/27/02 66  ORDER , entered; The date for Enron Corporation's production of documents is EXTENDED from 04/01/08 to 04/08/02. Parties notified. ( signed by Judge Melinda Harmon ) (kp)
- 3/28/02 67  MOTION AND ORDER for admission Pro Hac Vice as to Elliotb R Peters, appearing as the attorney for deft Andrew Fastow , entered; Parties notified. ( signed by Judge Melinda Harmon ) (kp) [Entry date 04/01/02]
- 3/28/02 68  MOTION AND ORDER for admission Pro Hac Vice as to Jan Nielsen Little, appearing as the attorney for deft Andrew Fastow entered; Parties notified. ( signed by Judge Melinda Harmon ) (kp) [Entry date 04/01/02]
- 3/28/02 69  MOTION AND ORDER for admission Pro Hac Vice as to Karin Kramer, appearing as the atty for deft Andrew Fastow, entered; Parties notified. ( signed by Judge Melinda Harmon ) (kp) [Entry date 04/01/02]
- 3/28/02 70  MOTION AND ORDER for admission as to John W Keker, appearing as the attorney for deft Andrew Fastow, entered; Parties notified. ( signed by Judge Melinda Harmon ) (kp) [Entry date 04/01/02]
- 3/28/02 71  ORDER Replies to any opposition to motions to dismiss due 6/24/02 , entered; No further pleading relating to the motions to dismiss will be allowed. Parties notified. ( signed by Judge Melinda Harmon ) (kp) [Entry date 04/01/02]
- 3/28/02 -- Received and forwarded to CRD: proposed order (kp) [Entry date 04/02/02]
- 4/2/02 72  ORDER entered. Parties wishing to file a response shall doe so by 4/3/02 at 5:00 for LJM Cayman LP, Chewco Investments LP, and Michael Kopper's motion for stay of discovery proceedings in Cause No 32,716, Bullock v Arthur Andersen LLP pending in the 21st Judicial District Court of Washington County, Texas. An expedited hearing on the motion is set for 2:00 4/4/02 , Parties notified. ( signed by Judge Melinda Harmon ) (lt)

- 4/3/02 73  MOTION for entry of order on stipulation of the parties regarding subpoenas by LJM Cayman LP, Chewco Investments, Michael Kopper, Motion Docket Date 4/23/02 [73-1] motion , filed. (kp)
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- 4/3/02 74  ORDER granting [73-1] motion for entry of order on stipulation of the parties regarding subpoenas , entered; The Court ENTERS the attached stipulation as an Order of this Court. The Court CANCELS the hearing previously set on the motion for stay of discovery proceedings in Cause No. 21,716 and request for expedited hearing or ruling (Instrument #406 Newby, H-01-3624). Parties notified. ( signed by Judge Melinda Harmon ) (kp)
- 4/4/02 75  ORDER, entered: A hearing is set for April 8, 2002 at 9 am for Pltfs emergency motion for temporary injunction (instrument #422 filed in 01-3624). Parties notified. ( signed by Judge Melinda Harmon ) (ps)
- 4/5/02 76  ORDER, entered; parties shall continue to mediate with Professor Eric D Green and his associate Jonathan Marks through Friday, 4/5/02 under the same conditions as ordered on 3/22/02. Parties notified. ( signed by Judge Melinda Harmon ) (lt)
- 4/5/02 78  ORDER, entered: The party representatives and their attorneys who were referred to mediation on March 22, 2002 before Professor Green are to appear for a conference on April 6, 2002 at 1:30 pm. Parties notified. ( signed by Judge Melinda Harmon ) (ps) [Entry date 04/09/02]
- 4/8/02 77  NOTICE/ORDER , entered. None of the Harmon children is a minor, and the undersigned is not obligated to recuse herself. Nevertheless, the undersigned believes it is important for the parties to know that under the Frank G Harmon Trust, as of March 2002, the three Harmon children held 3/13 of the beneficial interest in shares of stock of defts who have been added by the consolidated complaint filed today. Parties notified. ( signed by Judge Melinda Harmon ) (lt)
- 4/8/02 79  Copy of Minute entry: INJUNCTION HEARING held on Pltf American National's Emergency Motion for Temporary Injunction against Deft Arthur Anderson and request for hearing (instrument #422 in 01-3624). Hearing is continued to April 17, 2002 at 2 pm. Counsel appeared. Ct Reporter: A Traylor . (ps) [Entry date 04/09/02]
- 4/12/02 80  ORDER OF CLARIFICATION, entered; the deadline for motions to dismiss remains 5/8/02. Parties notified. ( signed by Judge Melinda Harmon ) (lt)
- 4/16/02 81  Copy of ORDER, entered: A hearing will be held on April 24, 2002 at 2 pm on Lead Pltfs Motion for a TRO and American National's Motion for Temporary Injunction. The subpoenas served by Pltf American National are quashed. Deft Andersen Parties notified. ( signed by Judge Melinda Harmon ) (ps)
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- 4/16/02 82  ORDER, entered: Lead counsel shall file a response to the Motion to Amend Court's March 22, 2002 scheduling order and extend time to respond by April 24, 2002. Parties notified. ( signed by Judge Melinda Harmon ) (ps) [Entry date 04/17/02]










- 4/17/02 83  ORDER , entered; The Court ORDERS that Lead Counsel in both cases shall file a response by 04/24/02 to motion to extend time to answer, move or otherwise respond to the consolidated complaints (Instrument #460 in H-01-3624) and motion for expedited consideration (Instrument #461 in H-01-3624). Parties notified. ( signed by Judge Melinda Harmon ) (kp)
- 4/18/02 84  ORDER, entered; the response date is 4/24/02 at 12:00 for Arthur Andersen's emergency motion to stay discovery and to enjoin Fleming from seeking a temporary injunction in Bullock v Arthur Adnersen LLP. Parties notified. ( signed by Judge Melinda Harmon ) (lt)
- 4/19/02 92  Certified copy of TRANSFER ORDER consolidating the following cases into MDL 1446 (EDAR CA 4:01-836; SDCA CA 3:01-2182; SDFL CA 1:01-4951; EDTX CAs 5:01-299; 5:01-308, 5:01-310, 5:01-313, 5:01-318, 5:01-319, 5:01-320, 5:01-321, 5:01-322, 5:01-323 and 9:01-289; SDTX CAs 4:01-3624, 4:01-3630, 4:01-3645, 4:01-3647, 4:01-3652, 4:01-3660, 4:01-3670, 4:01-3671, 4:01-3681, 4:01-3682, 4:01-3686, 4:01-3690, 4:01-3733, 4:01-3734, 4:01-3735, 4:01-3736, 4:01-3737, 4:01-3789, 4:01-3838, 4:01-3839, 4:01-3889, 4:01-3903, 4:01-3913, 4:01-3914, 4:01-3993, 4:01-3998, 4:01-4009, 4:01-4060, 4:01-4063, 4:01-4071, 4:01-4089, 4:01-4106, 4:01-4108, 4:01-4125, 4:01-4128, 4:01-4150, 4:01-4168, 4:01-4189, 4:01-4198 and 4:01-4208) (dak) [Entry date 05/09/02] [Edit date 09/16/02]
- 4/22/02 85  ORDER OF PARTIAL DISMISSAL , entered; granting instrument #499 filed by lead pltf in H-01-3624; the Court ORDERS that all claims against defts C E Andrews and Bruce G Willison are DISMISSED without prejudice. Parties notified. ( signed by Judge Melinda Harmon ) (kp)
- 4/23/02 86  ORDER granting Arthur Andersen LLP's emergency motion (joined in part by the Lead Plaintiff) to adjourn date for the filing of Andersen's response to the Regents' motion and to continue hearing, entered. The hearing on Lead Plaintiff's ex part application for a temporary restraining order and order to show cause re: preliminary injunction to enjoin deft Andersen's breakup and American National Insurance Co et al's emergency motion for a temporary injunction and request for hearing is continued until 9:00 4/29/02. Andersen's papers in response to the Regent's application shall be due on 4/26/02 at 5:00. Parties notified. ( signed by Judge Melinda Harmon ) (lt)
- 4/23/02 87  ORDER , entered; The Court ORDERS that the motions for extension of time to file responsive pleadings to the consolidated complaints are DENIED. Parties notified. ( signed by Judge Melinda Harmon ) (kp)
- 4/24/02 88  Copy of ORDER granting expedited consideration of motions to stay discovery (#493 & #504 in H 01-3624) in Bullock v Arthur Anderson LLP; responses to be filed by 5:00 4/26/02, entered; Parties notified. (signed by Judge Melinda Harmon) (Original #544 in H 01-3624) (dak)
- 4/26/02 89  ORDER granting Arthur Andersen LLP's emergency motion to continue hearing; the hearing on Lead Plaintiff's ex parte application for a temporary restraining order and order to show cause re: preliminary injunction to enjoin deft Andersen's breakup and American National Insurance Co et al's emergency motion for temporary injunction and request for hearing is continued to 8:00 5/9/02 , entered; Parties notified. ( signed by Judge Melinda Harmon ) (lt)


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- 5/1/02 90  Copy of MEMORANDUM AND ORDER, entered. Parties notified. ( signed by Judge Melinda Harmon ) (original order entered in 01-3624) (ps)
- 5/3/02 91  ORDER denying defts' motions to extend time to answer, move or otherwise respond to the consolidated complaints, entered; the response date remains 5/8/02. Parties notified. ( signed by Judge Melinda Harmon ) (lt)
- 5/6/02 98  LETTER NOTICE of termination of mediation efforts due to unresolvable differences by Eric D Green, filed. (copy only, original in H.01-3624) (dak) [Entry date 06/11/02]
- 5/7/02 -- Received and forwarded to CRD: proposed motion and order for admission Pro Hac Vice as to Christa M Anderson, seeking to appear as the attorney for deft, Andrew Fastow (kp) [Entry date 05/09/02]
- 5/9/02 93  Minute entry: Injunction hearing held. Apps: Mytelka, Leblanc, Windsor, Howes, Hardaway, Wilshire, Bilek, Marks, Matthews, Golden, Greenberg, Flynn, Kolb, Katz, Ramzel. Hearing held on pltf American National's emergency motion for temporary injunction against deft Anderson and request for hearing. and lead pltf's ex parte application for TRO and order to show cause regarding preliminary injuncton to enjoin deft Anderson's breakup. Ct Reporter: Warner . (ck) [Entry date 05/10/02]
- 5/16/02 94  Certified copy of ORDER extending deadline for deft J P Morgan Chase & Company to answer lead pltf's amended consolidated class action complaint to 6/12/02, entered; Parties notified. (signed by Judge Melinda Harmon) (dak) [Edit date 05/16/02]
- 5/16/02 95  Certified copy of MEMORANDUM AND ORDER denying American National Insurance Company et al's emergency motion for temporary injunction (#422 in H 01-3624) and denying lead pltf's exparte application for a temporary restraining order and order to show cause (#440 in H 01-3624) (re: G-02-0084), entered. Parties notified. (signed by Judge Melinda Harmon) (dak)
- 5/22/02 96  ORDER pursuant to L. R. 1; Christa M. Anderson is admitted pro hac vice to appear for Andrew Fastow, entered. Parties ntfd. ( Signed by Judge Melinda Harmon ) (sj) [Entry date 05/23/02]
- 6/7/02 97  ORDER OF CONSOLIDATION and administrative closure; cases transferred to this court by the MDL Panel, H.02-1832 and H.02-1838, are consolidated into lead case H.01-3645 and the member cases are administratively closed, entered; Parties notified. (signed by Judge Melinda Harmon) (dak) [Entry date 06/10/02]
- 6/7/02 -- Consolidated Lead Case; Member case # H.02-1832 is consolidated into this case and the member case is administratively closed. (dak) [Entry date 06/10/02]
- 6/7/02 -- Consolidated Lead Case; Member case # H.02-1838 is consolidated into this case and the member case is administratively closed. (dak) [Entry date 06/10/02]
- 7/31/02 99  ORDER OF ADMINISTRATIVE CLOSURE, the shareholder derivative actions are the property of Debtor Enron Corporation's bankruptcy estate; mootng [44-1] motion for a preliminary order freezing and imposing a constructive trust over individual defts assets and limited expedited discovery into those assets, entered; Parties notified. (signed by Judge Melinda Harmon) (dak) [Entry date 08/01/02]

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7/31/02	--		Case closed (dak) [Entry date 08/01/02]
8/20/02	100		Certified copy of NUNC PRO TUNC ORDER entered in H.02-1922 (doc #13) correcting order of consolidation (doc #12) of 8/16/02 denying remand, consolidating and administratively closing H.02-1922; the case number is corrected (for lead case) to H.01-3645, entered; Parties notified. (signed by Judge Melinda Harmon) (dak) [Entry date 08/21/02] [Edit date 09/16/02]
8/20/02	--		Consolidated Lead Case; Member case H.02-1922. (dak) [Entry date 08/21/02]
11/22/02	102		NOTICE of CONSOLIDATION by Richard Buy, Richard A Causey, Mark Frevert, Mark E Haedicke, Kevin Hannon, Mary K Joyce, Michael S McConnell, Cindy K Olson, Kenneth D Rice, Gred Whalley, filed. (dak) [Entry date 12/09/02]
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12/3/02	101		Certified copy of ORDER substituting Scott D Lassetter in place of Stephen D Susman for deft Enron Corporation, entered; Parties notified. (signed by Judge Melinda Harmon) (dak) [Entry date 12/04/02]
12/5/02	103		ORDER OF CONSOLIDATION and administrative closure; member case H.02-3427 is consolidated into lead case H.01-3645; pltf's motion to remand (document #5 in H.02-3427) is denied; member case H.02-3427 is administratively closed, entered; Parties notified. (signed by Judge Melinda Harmon) (dak) [Entry date 12/09/02]
12/5/02	--		Consolidated Lead Case; member case H 02-3427. (dak) [Entry date 12/09/02]
2/25/03	104		MOTION to amend original complaint to join as party defts J P Morgan Chase & Co and Citigroup, Inc by Pltf Rick Barsky, Motion Docket Date 3/17/03 [104-1] motion, filed. (Re: H-02-1922) (ks) [Entry date 04/16/03]
2/25/03	105		AMENDED COMPLAINT by Pltf Rick Barsky amending [1-1] complaint adding J P Morgan Chase Co and Citigroup, Inc as additional defts, filed. (Re: H-02-1922) (ks) [Entry date 04/16/03]
4/17/03	106		ORDER that Pltf Rick Barsky's [104-1] motion to amend original complaint to join as party defts J P Morgan Chase & Co and Citigroup, is DENIED, entered; Parties notified. ( signed by Judge Melinda Harmon ) (Ref: H-02-1922 Barsky vs Arthur Andersen, LLP, etal) (ks)
7/8/03	107		(H.01-3996, H.01-3997, H.01-3995) ORDER pursuant to notice of voluntary dismissal filed by plaintiffs in cases H.01-3996, H.01-3997 and H.01-3995, these actions are hereby SEVERED from H.01-3645 and DISMISSED without prejudice, entered; Parties notified. (signed by Judge Melinda Harmon) (dak) [Entry date 07/09/03]
9/30/03	108		ORDER re: pltf Richard P Bergsieker's motion for reconsideration (#14 in H.02-3427) of this Court's [103-1] order of consolidation (#12 in H.02-3427): after reviewing the file, the motion, and the opposition, this Court has not changed its mind and accordingly orders that the motion is denied, entered; Parties notified. (signed by Judge Melinda Harmon) (dak)

10/10/03	109		MEMORANDUM AND ORDER OF REMAND, pltf's motion to remand (#9 H02-3939) and motion to abstain (#9 H02-3939) is moot, case remanded to the 9th JDC, Montgomery County, TX, entered. Parties notified. (signed by Judge Melinda Harmon) (tw) [Entry date 10/14/03]	
11/13/03	--		Rec'd proposed motion and order for attorney William F Martson Jr to be admitted pro hac vice for Ken L Harrison frw'd to CRD (sf) [Entry date 11/19/03]	MEDIAT LEAD